

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC

Plaintiff,

v.

DEFENDANTS LISTED ON EXHIBIT A
TO NOTICE OF MOTION

Defendants.

PROPOSED ORDER AUTHORIZING THE DEPOSITION OF BERNARD L. MADOFF

THIS MATTER having come before the Court on the request of Chaitman LLP, counsel for the Defendants listed on Exhibit A to the Notice of Motion (“Defendants”), with respect to the Defendants’ Motion for leave to take the deposition of Bernard L. Madoff pursuant to Fed. R. Civ. P. 30(a)(2)(B); and the Court having reviewed all pleadings and other papers filed and submitted in connection with the motion; and good and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

The Defendants, through their attorneys Chaitman LLP, are authorized to take the

deposition of Bernard L. Madoff on the following topics:

1. The trading activities of Madoff's market making and proprietary trading units during the period prior to January 1, 1992;
2. The trading activities for Madoff's investment advisory customers prior to January 1, 1992;
3. The number of employees, profitability, and revenue-generating activities of each Madoff unit in the period prior to January 1, 1992;
4. The proportion and division of legitimate and illegitimate activities of Madoff's operations, including, *inter alia*, when Madoff began operating a "Ponzi" scheme;
5. The record-keeping procedures of each unit of Madoff's operations;
6. Questions specific to each Defendant's relationship with Madoff; and
7. Any topics incidental to the above.

New York, New York
Dated:

Hon. Stuart M. Bernstein
United States Bankruptcy Judge